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THE HON. THOMAS S. ZILLY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON, SEATTLE

OMNI INNOVATIONS, LLC, a Washington Limited Liability company; **Plaintiff,** v. **Insurance Only, Inc. and JOHN DOES, I-X,,** **Defendants,**	**NO.** CV6-1210 **DECLARATION OF JAMES S. GORDON, JR. IN REPLY RE PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT FOR INJUNCTIVE RELIEF** [HEARING: JULY 13, 2007]

1. I, James S. Gordon, Jr., am the Plaintiff in the above captioned lawsuit. I am over the age of 18, of sound mind, and am otherwise competent to testify.
2. Attached hereto as **Exhibit "A"** is the most recent email sent by or on behalf of Defendants dated July 10, 2007, showing that Defendants continue to spam me, and have

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done so throughout this litigation.

3. Despite repeated denials by Defendants, the evidence clearly shows that "healthinsuranceonly.com" is registered to InsuranceOnly by defendant Michael Wedeking. (See domain registration information attached hereto as **Exhibit "B"**).

4. Attached hereto as **Exhibit "C"** is a printout of the healthinsuranceonly.com web page, as it existed in May 2006. As is plainly evident from the web page, InsuranceOnly/healthinsuranceonly.com/Michael Wedeking were advertising "quoteinaminute" company products and/or services.

5. **Exhibit "D"** is another web page from the "healthinsurance.com web site. As is plainly evident from an inspection of the exhibit, InsuranceOnly/healthinsuranceonly.com/Michael Wedeking. is making available to the public the "quoteinamunte" privacy policy on the healthinsuranceonly.com web site, registered to Insurance Only by Michael Wedeking. Thus Michael Wedeking's claim that he is not associated with quoteinaminute.com and/or has never sent or hired others to send emails related to products other than life insurance is not credible.

6. Attached hereto as **Exhibit "E"** is the reverse-dns look-up for the quoteinaminute.com domain showing that 18 different domains share the same IP address, transmitted from the same server; included among these domains are the healthinsuranceonly.com domain registered to Insuranceonly by Michael Wedeking, and quoteinaminute.com. Again, Mr. Wedeking's claim that he is not affiliated with quoteinaminute is not credible.

7. Other indicators of the relationship between healthinsuranceonly.com and quoteinaminute.com include: they both advertise health insurance related products and services; the testimonials used in both are identical as are the privacy policies; both domains reference a common physical address at 14707 East Second Avenue in Aurora, CO in emails from defendants.

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I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

EXECUTED this 10th day of July, 2007
/s/ James S. Gordon, Jr.
James S. Gordon, Jr.

Certificate of Service

I, hereby, certify that on July 11, 2007, I filed this affidavit with this Court via approved electronic filing, and served the following:
Attorneys for Defendants: Cheryl Adamson

/s/ Robert J. Siegel
Robert J. Siegel

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